

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF
NEW YORK
2011 MAR 24 P 4:10
RECEIVED

-----X
In re:

PAMELA RODGERS

Chapter 13

Case No.: 1-11-40177-608

Debtor(s)
-----X
-

OPPOSITION
REPLY TO NOTICE OF
MOTION

TO THE HONORABLE CARLA E. CRAIG, UNITED STATES BANKRUPTCY JUDGE:

PAMELA RODGERS, chapter 13 Debtor respectfully represents as follows:

1. Mr. Macco the Trustee of my Chapter 13 case filed a notice of motion to dismiss my case for the following reasons:

2. He claims that I have failed to submit any monthly pre-confirmation payments to the Trustee. I have given Mr. Peter Corey a cashier's check for the amount of \$5,333.33 at the 341 meeting. I am submitting a copy of the cashier's check as **Exhibit A**.

3. In addition, he also claims that I failed to provide the Trustee with copies of pay statements from my employer for a sixty (60) day period. Furthermore he claims that I failed to provide copies of the previous year's State and Federal Tax Returns. On February 16, 2011 at the 341 meeting I submitted both State and Federal Income Tax Returns for years 2009 and 2010. I also filed, on January 19, 2011, my paystubs for the last sixty (60) days. All copies were mailed and faxed to Mr. Macco. See **Exhibit B**.


4. Moreover, the Trustee claims that I failed to attend the 341 meeting of creditors on February 16, 2011 at 10:00 am. I attended the meeting on February 16, 2011 at 10:00 am and met with Mr. Peter Corey the assistant to Mr. Macco, at which time he adjourned the case to March 17, 2011 at 11:00 am. However, at that meeting he requested additional documents which required that all documents must be received by Mr. Macco before March 2, 2011. I am submitting the letter that was given to me at the 341 meeting by Mr. Corey, stating that I was given an adjournment until March 17, 2011 and giving time to submit the additional documents before March 2, 2011. On February 28, 2011 I faxed all the required documents to Mr. Macco See **Exhibit C**.

5. I am opposing his motion to dismiss my Chapter 13 case because Mr. Macco submitted his motion on February 24, 2011 and at that time I was given an adjournment until March 17, 2011 at 11:00 am. In addition, I was give more time to submit more required documents before March 2, 2011. Mr. Macco has no grounds for filing his motion before the time I was given to comply with all his requirements.

WHEREFORE, the Debtor respectfully requests that this Court deny Mr. Macco's notice of motion and further relief as the Court deems just and proper.

Dated: Brooklyn, NY
March 22, 2011

Pamela Rodgers


33 Vanderbilt Ave.
Brooklyn, NY 11205



Keep this receipt as a record of your purchase.

FOR YOUR PROTECTION SAVE THIS COPY
CASHIER'S CHECK

Customer Copy

9809604832

03/01/2011

Remitter PAMELA A RODGERS

New York

Pay To The
Order Of

MICHAEL J. MACCO AS TRUSTEE

\$ *****5,333.33 ***

DRAWER: JPMORGAN CHASE BANK, N.A.

NON NEGOTIABLE

TERMS

KEEP THIS COPY FOR YOUR RECORD OF THE TRANSACTION.
PLEASE CONTACT CHASE TO REPORT A LOSS OR FOR ANY OTHER INFORMATION ABOUT THIS ITEM.

TRANSMISSION VERIFICATION REPORT

TIME : 02/28/2011 17:17
NAME :
FAX :
TEL :
SER.# : BROG9J952943

DATE, TIME	02/28 17:09
FAX NO./NAME	16315497845
DURATION	00:08:19
PAGE(S)	37
RESULT	OK
MODE	STANDARD
	ECM

(Debtor)

The City of New York				EMPLOYEE		Payroll Management System			
ITEM #	PAY PERIOD		PAY DATE	PAY STATEMENT		PAYROLL #	WORK UNIT	CHECK NUMBER	DISTRIBUTION #
005327	01/01/11	01/15/11	01/14/11			742	9999	Q 41326155	23K298
PERSON #	ELECTRONICS FUND TRANSFER INFORMATION			ISS	FEDERAL	STATE	REFERENCE #	EMPLOYEE NAME	
875356	NACH AREA NUMBER			1 B 03	B 03	0819802	1	RODGERS	PANELA A
TAX INFO	TOTAL EARNINGS	FEDERAL TAX	SOCIAL SECURITY	MEDICARE	STATE TAX	CITY TAX	CITY WAIVER	TOTAL DEDUCTIONS THIS PERIOD	
THIS PERIOD	2912.54	269.61	122.33	42.23	153.07	89.88		813.24	
YEAR TO DATE	2912.54	269.61	122.33	42.23	153.07	89.88		NET PAY	
REGULAR PAY				2912.54		LEAVE BALANCE AS OF: 01/01/11 2099.30			
EARNINGS DATA				TREecycle ON 1/8 & 9 - NYC.GOV/PARKS					
DESCRIPTION				AMOUNT THIS PERIOD		TOTAL AMOUNT OF TOTAL INSTALLMENT NO.		BALANCE DUE ON INSTALLMENT LEFT	
TRS 414H STD G-CBP/BC EE				87.38		G-CBP EMPE UFT -U		48.74	
OTHER ITEMIZED DEDUCTIONS				OTHER ITEMIZED DEDUCTIONS					

REVISED 1-10

CLERK
U.S. BANKRUPTCY COURT
EASTERN DISTRICT OF
NEW YORK

2011 JAN 19 P 2:25

The City of New York				EMPLOYEE		Payroll Management System			
ITEM #	PAY PERIOD		PAY DATE	PAY STATEMENT		PAYROLL #	WORK UNIT	CHECK NUMBER	DISTRIBUTION #
006093	12/16/10	12/31/10	12/30/10			742	9999	Q 41311842	23K298
PERSON #	ELECTRONICS FUND TRANSFER INFORMATION			ISS	FEDERAL	STATE	REFERENCE #	EMPLOYEE NAME	
875356	NACH AREA NUMBER			1 B 03	B 03	0819802	1	RODGERS	PANELA A
TAX INFO	TOTAL EARNINGS	FEDERAL TAX	SOCIAL SECURITY	MEDICARE	STATE TAX	CITY TAX	CITY WAIVER	TOTAL DEDUCTIONS THIS PERIOD	
THIS PERIOD	2912.54	247.00	180.57	42.23	153.07	89.88		848.87	
YEAR TO DATE	69234.40	5831.04	4292.53	1003.90	3628.08	2130.40		NET PAY	
REGULAR PAY				2912.54		LEAVE BALANCE AS OF: 12/17/10 2063.67			
EARNINGS DATA				SAVE ON TRANSIT! WWW.GETWAGENWORKS.COM/NYC					
DESCRIPTION				AMOUNT THIS PERIOD		TOTAL AMOUNT OF TOTAL INSTALLMENT NO.		BALANCE DUE ON INSTALLMENT LEFT	
TRS 414H STD G-CBP/BC EE				87.38		G-CBP EMPE UFT -U		48.74	
OTHER ITEMIZED DEDUCTIONS				OTHER ITEMIZED DEDUCTIONS					

REVISED 1-10

The City of New York				EMPLOYEE		Payroll Management System			
ITEM #	PAY PERIOD		PAY DATE	PAY STATEMENT		PAYROLL #	WORK UNIT	CHECK NUMBER	DISTRIBUTION #
005561	12/01/10	12/15/10	12/15/10			742	9999	Q 41297301	23K298
PERSON #	ELECTRONICS FUND TRANSFER INFORMATION			ISS	FEDERAL	STATE	REFERENCE #	EMPLOYEE NAME	
875356	NACH AREA NUMBER			1 B 03	B 03	0819802	1	RODGERS	PANELA A
TAX INFO	TOTAL EARNINGS	FEDERAL TAX	SOCIAL SECURITY	MEDICARE	STATE TAX	CITY TAX	CITY WAIVER	TOTAL DEDUCTIONS THIS PERIOD	
THIS PERIOD	2912.54	247.00	180.58	42.23	153.07	89.88		848.88	
YEAR TO DATE	66321.86	5584.04	4111.96	961.67	3475.01	2040.52		NET PAY	
REGULAR PAY				2912.54		LEAVE BALANCE AS OF: 12/02/10 2063.66			
EARNINGS DATA				HELP THE HOPE HOMELESS COUNT-NYC.GOV/DHS					
DESCRIPTION				AMOUNT THIS PERIOD		TOTAL AMOUNT OF TOTAL INSTALLMENT NO.		BALANCE DUE ON INSTALLMENT LEFT	
TRS 414H STD G-CBP/BC EE				87.38		G-CBP EMPE UFT -U		48.74	
OTHER ITEMIZED DEDUCTIONS				OTHER ITEMIZED DEDUCTIONS					

REVISED 1-10

Your failure to provide the above documents to the Chapter 13 Trustee on or before 10/11 may result in the dismissal of your case. Please include your **CASE NUMBER** on all money orders and documents.